

**United States Bankruptcy Court  
Eastern District of New York**

In re Albert Labella

Debtor(s)

Case No. 8-24-72612

Chapter 7

**AMENDMENT COVER SHEET**

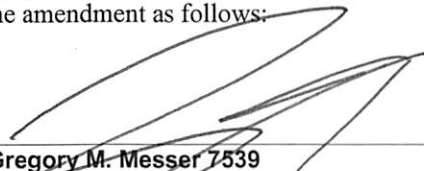
Amendment(s) to the following petition, list(s), schedule(s) or statement(s) are transmitted herewith:

**NOTICE OF AMENDMENT(S) TO AFFECTED PARTIES**

Pursuant to Federal Rule of Bankruptcy Procedure 1009(a), I certify that notice of the filing of the amendment(s) listed above has been given this date to any and all entities affected by the amendment as follows:

Date:

9/3/24

  
\_\_\_\_\_  
**Gregory M. Messer 7539**

Attorney for Debtor(s)

**Law Office of Gregory Messer**

**26 Court Street**

**Suite 2400**

**Brooklyn, NY 11242**

**718 858-1474 Fax: 718 797-5360**

**gmesser@messer-law.com**

**United States Bankruptcy Court  
Eastern District of New York**

In re Albert Labella

Debtor(s)

Case No. 8-24-72612

Chapter 7

**DECLARATION CONCERNING DEBTOR'S AMENDED SCHEDULES**

**DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR**

I declare under penalty of perjury that I have read the foregoing Schedules D and EF, consisting of 0 page(s), and that they are true and correct to the best of my knowledge, information, and belief.

Date

9/3/24

Signature X

Albert Labella

Debtor 1

*Penalty for making a false statement or concealing property:* Fine of up to \$500,000 or imprisonment for up to 5 years or both.  
18 U.S.C. §§ 152 and 3571.

Fill in this information to identify your case:

Debtor 1	<b>Albert Labella</b>		
	First Name	Middle Name	Last Name
Debtor 2 (Spouse if, filing)			
	First Name	Middle Name	Last Name
United States Bankruptcy Court for the:	<b>EASTERN DISTRICT OF NEW YORK</b>		
Case number (if known)	<b>8-24-72612</b>		

☐ Check if this is an amended filing

## Official Form 106D

**Schedule D: Creditors Who Have Claims Secured by Property**

12/15

Be as complete and accurate as possible. If two married people are filing together, both are equally responsible for supplying correct information. If more space is needed, copy the Additional Page, fill it out, number the entries, and attach it to this form. On the top of any additional pages, write your name and case number (if known).

**1. Do any creditors have claims secured by your property?**

☐ No. Check this box and submit this form to the court with your other schedules. You have nothing else to report on this form.

☒ Yes. Fill in all of the information below.

**Part 1: List All Secured Claims**

**2. List all secured claims.** If a creditor has more than one secured claim, list the creditor separately for each claim. If more than one creditor has a particular claim, list the other creditors in Part 2. As much as possible, list the claims in alphabetical order according to the creditor's name.

Column A	Column B	Column C
Amount of claim Do not deduct the value of collateral.	Value of collateral that supports this claim	Unsecured portion if any
<b>\$32,583.00</b>	<b>\$0.00</b>	<b>\$32,583.00</b>

**2.1 Ally Financial, Inc**

Creditor's Name

**Attn: Bankruptcy  
500 Woodard Ave  
Detroit, MI 48226**

Number, Street, City, State &amp; Zip Code

Describe the property that secures the claim:

**Automobile  
2020 BMW X7**

As of the date you file, the claim is: Check all that apply.

- ☐ Contingent  
☐ Unliquidated  
☐ Disputed

**Nature of lien.** Check all that apply.

- ☐ An agreement you made (such as mortgage or secured car loan)  
☐ Statutory lien (such as tax lien, mechanic's lien)  
☐ Judgment lien from a lawsuit  
☐ Other (including a right to offset)

**Who owes the debt?** Check one.

- ☒ Debtor 1 only  
☐ Debtor 2 only  
☐ Debtor 1 and Debtor 2 only  
☐ At least one of the debtors and another  
☐ Check if this claim relates to a community debt

**Opened  
03/23 Last  
Active**

Date debt was incurred **12/06/23**Last 4 digits of account number **0999**

Debtor 1 **Albert Labella**

Case number (if known)

**8-24-72612**

First Name

Middle Name

Last Name

**2.2 Blitman & King**

Creditor's Name

**c/o Metal Workers  
443 N. Franklin Street  
Suite 300  
Syracuse, NY 13204**

Number, Street, City, State &amp; Zip Code

Describe the property that secures the claim:

**\$524,000.00****\$0.00****\$524,000.00**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed

Nature of lien. Check all that apply.

☐ An agreement you made (such as mortgage or secured car loan)☐ Statutory lien (such as tax lien, mechanic's lien)☒ Judgment lien from a lawsuit☐ Other (including a right to offset)

Who owes the debt? Check one.

☒ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☐ At least one of the debtors and another☐ Check if this claim relates to a community debt

Date debt was incurred

Last 4 digits of account number

**2.3 Campolo Middleton &**

Creditor's Name

**MCCormick, LLP  
4175Veterans Memorial  
Highway, Suite 400  
Port Jefferson Station,  
NY 11776**

Number, Street, City, State &amp; Zip Code

Describe the property that secures the claim:

**\$5,620.78****\$0.00****\$5,620.78**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed

Nature of lien. Check all that apply.

☐ An agreement you made (such as mortgage or secured car loan)☐ Statutory lien (such as tax lien, mechanic's lien)☒ Judgment lien from a lawsuit☐ Other (including a right to offset)

Who owes the debt? Check one.

☒ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☐ At least one of the debtors and another☐ Check if this claim relates to a community debt

Date debt was incurred

Last 4 digits of account number

**2.4 CloudFund, LLC**

Creditor's Name

**400 Rella Blvd  
Suite 165-1081  
Suffern, NY 11763**

Number, Street, City, State &amp; Zip Code

Describe the property that secures the claim:

**\$1,374,638.81****\$0.00****\$1,374,638.81**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed

Nature of lien. Check all that apply.

☐ An agreement you made (such as mortgage or secured car loan)☐ Statutory lien (such as tax lien, mechanic's lien)☒ Judgment lien from a lawsuit☐ Other (including a right to offset)

Who owes the debt? Check one.

☒ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☐ At least one of the debtors and another☐ Check if this claim relates to a community debt

Date debt was incurred

Last 4 digits of account number

Debtor 1 **Albert Labella**

Case number (if known)

**8-24-72612**

First Name

Middle Name

Last Name

**2.5 Dierks Heating Co.**

Creditor's Name

**43-32 33rd Street  
Long Island City, NY  
11101**

Number, Street, City, State &amp; Zip Code

Describe the property that secures the claim:

**\$602,240.00****\$0.00****\$602,240.00**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed

Nature of lien. Check all that apply.

☐ An agreement you made (such as mortgage or secured car loan)☐ Statutory lien (such as tax lien, mechanic's lien)☒ Judgment lien from a lawsuit☐ Other (including a right to offset)

Who owes the debt? Check one.

☒ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☐ At least one of the debtors and another☐ Check if this claim relates to a community debt

Date debt was incurred

Last 4 digits of account number

**2.6 Ford Credit**

Creditor's Name

**One American Road  
Dearborn, MI 48126**

Number, Street, City, State &amp; Zip Code

Describe the property that secures the claim:

**\$31,949.00****\$0.00****\$31,949.00****2020 Ford Expedition  
Leased**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed

Nature of lien. Check all that apply.

☐ An agreement you made (such as mortgage or secured car loan)☐ Statutory lien (such as tax lien, mechanic's lien)☐ Judgment lien from a lawsuit☐ Other (including a right to offset)

Who owes the debt? Check one.

☒ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☐ At least one of the debtors and another☐ Check if this claim relates to a community debt

Date debt was incurred

Last 4 digits of account number

**2.7 Green Note Capital**

Creditor's Name

**Partners, Inc.  
1019 Avenue P  
Brooklyn, NY 11223**

Number, Street, City, State &amp; Zip Code

Describe the property that secures the claim:

**\$938,948.00****\$0.00****\$938,948.00**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed

Nature of lien. Check all that apply.

☐ An agreement you made (such as mortgage or secured car loan)☐ Statutory lien (such as tax lien, mechanic's lien)☒ Judgment lien from a lawsuit☐ Other (including a right to offset)

Who owes the debt? Check one.

☐ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☒ At least one of the debtors and another☐ Check if this claim relates to a community debt

Date debt was incurred

Last 4 digits of account number

Debtor 1 **Albert Labella**

Case number (if known)

**8-24-72612**

First Name

Middle Name

Last Name

**2.8 Harry Brainum**

Creditor's Name

**c/o Shanker Law Group  
101 Front Street  
Mineola, NY 11501**

Number, Street, City, State &amp; Zip Code

Describe the property that secures the claim:

**\$590,189.96****\$0.00****\$590,189.96**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed

Nature of lien. Check all that apply.

☐ An agreement you made (such as mortgage or secured car loan)☐ Statutory lien (such as tax lien, mechanic's lien)☒ Judgment lien from a lawsuit☐ Other (including a right to offset) \_\_\_\_\_

Who owes the debt? Check one.

☐ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☒ At least one of the debtors and another☐ Check if this claim relates to a community debt

Date debt was incurred \_\_\_\_\_

Last 4 digits of account number \_\_\_\_\_

**2.9 Harry Brainum**

Creditor's Name

**c/o Shanker Law Group  
101 Front Street  
Mineola, NY 11501**

Number, Street, City, State &amp; Zip Code

Describe the property that secures the claim:

**\$591,000.00****\$0.00****\$591,000.00****Vendor**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed

Nature of lien. Check all that apply.

☐ An agreement you made (such as mortgage or secured car loan)☐ Statutory lien (such as tax lien, mechanic's lien)☒ Judgment lien from a lawsuit☐ Other (including a right to offset) \_\_\_\_\_

Who owes the debt? Check one.

☒ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☐ At least one of the debtors and another☐ Check if this claim relates to a community debt

Date debt was incurred \_\_\_\_\_

Last 4 digits of account number \_\_\_\_\_

**2.1  
0 M & T Bank**

Creditor's Name

**PO Box 619063  
Dallas, TX 75261**

Number, Street, City, State &amp; Zip Code

Describe the property that secures the claim:

**\$813,617.00****\$0.00****\$813,617.00****Real Estate Mortgage  
79 Handsome Avenue  
Sayville, NY 11782**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed

Nature of lien. Check all that apply.

☒ An agreement you made (such as mortgage or secured car loan)☐ Statutory lien (such as tax lien, mechanic's lien)☐ Judgment lien from a lawsuit☐ Other (including a right to offset) \_\_\_\_\_

Who owes the debt? Check one.

☒ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☐ At least one of the debtors and another☐ Check if this claim relates to a community debt

Date debt was incurred \_\_\_\_\_

Last 4 digits of account number \_\_\_\_\_

Debtor 1 **Albert Labella**

Case number (if known)

**8-24-72612**

First Name

Middle Name

Last Name

**2.1 Roadrunner Account Services**

Creditor's Name

**Attn: Bankruptcy**  
**5525 N Macarthur Blvd,**  
**Ste 660**  
**Irving, TX 75038**

Number, Street, City, State &amp; Zip Code

Describe the property that secures the claim:

**\$23,392.00****\$0.00****\$23,392.00****Secured****2022 Sea Doo P.W.C.**

As of the date you file, the claim is: Check all that apply.

☐ Contingent☐ Unliquidated☐ Disputed

Nature of lien. Check all that apply.

☐ An agreement you made (such as mortgage or secured car loan)☐ Statutory lien (such as tax lien, mechanic's lien)☒ Judgment lien from a lawsuit☐ Other (including a right to offset)

Who owes the debt? Check one.

☒ Debtor 1 only☐ Debtor 2 only☐ Debtor 1 and Debtor 2 only☐ At least one of the debtors and another☐ Check if this claim relates to a community debt

Opened

9/16/22

Last Active

Date debt was incurred **01/24**Last 4 digits of account number **5784**

Add the dollar value of your entries in Column A on this page. Write that number here:

If this is the last page of your form, add the dollar value totals from all pages.

Write that number here:

**\$5,528,178.55****\$5,528,178.55****Part 2: List Others to Be Notified for a Debt That You Already Listed**

Use this page only if you have others to be notified about your bankruptcy for a debt that you already listed in Part 1. For example, if a collection agency is trying to collect from you for a debt you owe to someone else, list the creditor in Part 1, and then list the collection agency here. Similarly, if you have more than one creditor for any of the debts that you listed in Part 1, list the additional creditors here. If you do not have additional persons to be notified for any debts in Part 1, do not fill out or submit this page.